

**Appln No. 10/628,739**  
**Amdt date February 23, 2006**  
**Reply to Office action of November 29, 2005**

**REMARKS/ARGUMENTS**

The above identified patent application has been amended and reconsideration and reexamination are hereby requested.

Claims 1 - 9, 12 and 13 are now in the application. Claims 10 and 11 have been cancelled. Claim 12 has been amended.

The Examiner has provisionally rejected Claims 1 - 13 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1 - 18 of co-pending application Serial No. 10/947,331. The Applicants submit herewith a Terminal Disclaimer to overcome the obviousness-type double patenting rejection. Accordingly, the Applicants respectfully request that the provisional double-patenting rejection be withdrawn.

The Examiner has rejected Claims 10 - 11 under 35 U.S.C. §103 as being unpatentable over Iwama et al. in view of Tanaka. To expedite allowance the Applicants have put allowable Claim 12 into independent form including the limitations of Claims 10 and 11.

Claim 13 is dependent on Claim 12. As such, claim 13 is believed allowable based upon Claim 12.

Accordingly, in view of the above amendment and remarks it is submitted that the claims are patentably distinct over the prior art and that all the rejections to the claims have been overcome. Reconsideration and reexamination of the above Application is requested.

Respectfully submitted,  
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